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6 Attorneys for Defendants
7 GYPSUM RESOURCES MATERIALS, LLC, TRUCKEE
SPRINGS HOLDINGS, INC., AND JAMES M. RHODES

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10
11 KARRI GARIS,
12 Plaintiff,

13 vs.

14 GYPSUM RESOURCES MATERIALS,
15 LLC, a Nevada Limited Partnership;
TRUCKEE SPRINGS HOLDINGS, INC.,
16 a Nevada Corporation; JAMES M.
RHODES, an individual; DOES I-X; ROE
17 BUSINESS ENTITIES I-X,

18 Defendants.

Case No. 2:16-CV-02534-APG-VCF

**[PROPOSED] STIPULATION AND ORDER
TO EXTEND DISCOVERY**

[SECOND REQUEST]

20 Plaintiff, KARRI GARIS and Defendants, GYPSUM RESOURCES MATERIALS, LLC,
21 TRUCKEE SPRINGS HOLDINGS, INC., and JAMES M. RHODES, (collectively
22 “Defendants”), by and through their respective counsel of record, do hereby stipulate and agree to
23 amend the current scheduling order and discovery plan by extending the discovery cut-off date of
24 June 30, 2017 for an additional 90 days until **September 28, 2017**, with the following discovery
25 dates also being extended:
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1 **1. Dispositive Motions:**

2 The parties shall file dispositive motions not more than (30) days after the discovery cut-off
3 date and, therefore, not later than **Monday, October 30, 2017**.

4 **2. Pretrial Order:**

5 If no dispositive motions are filed, and unless otherwise ordered by this Court, the Joint
6 Pretrial Order shall be filed not more than thirty (30) days after the date set for filing dispositive
7 motions and, therefore, not later than **Wednesday, November 29, 2017**.

8 **3. Fed. R. Civ. P. 26(a)(3) Disclosures:**

9 If no dispositive motions are filed, and unless otherwise ordered by this Court, the parties
10 shall file the disclosures required by Fed. R. Civ. P. 26(a)(3) and any objections thereto with the
11 Pretrial Order pursuant to LR 26-1(e)(6) in the Joint Pretrial Order, not more than thirty (30) days
12 after the date set for filing dispositive motions and, therefore, not later than **Wednesday, November**
13 **29, 2017**.

14 **4. Extensions or Modifications of the Discovery Plan and Scheduling Order:**

15 In accordance with Local Rule 26-4, a stipulation or motion for modification or extension of
16 any deadline set forth herein must be made no later than twenty-one (21) days before the expiration
17 of the subject deadline.

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19 **DISCOVERY COMPLETED TO DATE**

20 To date, the parties have completed the following discovery:

21 **Plaintiff:**

22 Plaintiff's Initial Disclosures	January 23, 2017
23 Plaintiff's Reponses to First Set of Interrogatories	February 22, 2017
24 Plaintiff's Responses to First Set of Requests for Production	February 22, 2017
25 Plaintiff's First Set of Interrogatories	May 26, 2017
26 Plaintiff's First Set of Requests for Production	May 26, 2017

27 **Defendant:**

28 Defendant's Initial Disclosures	January 23, 2017
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Defendant's First Set Interrogatories to Plaintiff	January 23, 2017
Defendant's First Set of Requests for Production to Plaintiff	January 23, 2017
Deposition of Karrie Garis	April 26, 2017

DISCOVERY TO BE COMPLETED

Plaintiff:

Conduct depositions of Peter Price, James Rhodes, Jason Proudfit, and Defendants' 30(b)(6) witness. The parties in the process of selecting mutually agreeable dates and meet and conferring regarding the proposed 30(b)(6) topics. Plaintiff may also depose other third parties or propound additional written discovery as needed.

Defendant:

Defendants will respond to Plaintiffs' written discovery requests. Defendants may also depose other third parties or propound additional written discovery as needed.

REASONS FOR EXTENSION TO COMPLETE DISCOVERY

The parties request the instant extension as they will be unable to complete the remaining discovery by the current deadline of June 30, 2017. The individuals Plaintiff wishes to depose are not available prior to the discovery deadline. One potential witness may have to be deposed in Arizona. Further, counsel for both parties have had a heavy caseload which has prevented the parties from moving forward with necessary depositions and completing other anticipated discovery.

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1 This is the parties' second request for an extension of discovery deadlines and is sought in
2 good faith and not for the purpose of delay.

3 Dated: June 9, 2017

4 Respectfully submitted,

5 */s/ James P. Kemp, Esq.*

6 JAMES P. KEMP, ESQ.
7 KEMP & KEMP

8 Attorneys for Plaintiff
9 KARRI GARIS

10 Respectfully submitted,

11 */s/ Kathryn B. Blakey, Esq.*

12 ROGER L. GRANDGENETT II, ESQ.
13 KATHRYN B. BLAKEY, ESQ.
14 LITTLER MENDELSON, P.C.

15 Attorneys for Defendants
16 GYPSUM RESOURCES MATERIALS, LLC,
17 TRUCKEE SPRINGS HOLDINGS, INC., and
18 JAMES M. RHODES

19 **IT IS SO ORDERD.**

20 Dated this 9th day of June, 2017.



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22 UNITED STATES MAGISTRATE JUDGE

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